

PLAINTIFF'S ALLEGATIONS

Chief Judge Gregory

Complaint	Allegation	Inadequacy
¶ 32	Responsible for "duties under the EDR Plan"	(1) Fails to plausibly allege Chief Judge Gregory personally violated Plaintiff's clearly established constitutional right (2) Barred by qualified immunity (3) Conclusory allegation (4) Impermissible respondeat superior theory that is inapplicable to <i>Bivens</i> claims
¶¶ 217, 229, 285, 287, 322, 325, 355, 330, 405, 451, 483	Copied on emails or otherwise provided information	(1) Fails to plausibly allege Chief Judge Gregory personally violated Plaintiff's clearly established constitutional right (2) Barred by qualified immunity (3) Fails to allege Chief Judge Gregory personally acted in violation of Plaintiff's constitutional rights. (4) Impermissibly relies on respondeat superior theory that is inapplicable in <i>Bivens</i> cases. (5) Conclusory allegation
¶¶ 287, 387, 388, 392	Granted, in part, Plaintiff's request to extend the counseling period	(1) Fails to plausibly allege Chief Judge Gregory personally violated Plaintiff's clearly established constitutional right (2) Barred by absolute immunity (3) Barred by qualified immunity
¶ 410	Directed EDR Coordinator to assist Plaintiff with a transfer to an adjacent office	(1) Fails to plausibly allege Chief Judge Gregory personally violated Plaintiff's clearly established constitutional right (2) Barred by qualified immunity
¶ 370, 395, 396, 453	Plaintiff's disqualification request/motion	(1) Fails to plausibly allege Chief Judge Gregory personally violated Plaintiff's clearly established constitutional right (2) Barred by absolute immunity (3) Barred by qualified immunity
¶ 484	Ordered an investigation	(1) Fails to plausibly allege Chief Judge Gregory personally violated Plaintiff's clearly established constitutional right (2) Barred by qualified immunity

**GOVERNMENT
EXHIBIT**

E-1

General Counsel (GC) Walter

Complaint	Allegation	Inadequacy
¶ 28	General Counsel being sued in her individual capacity	(1) Fails to plausibly allege GC Walter personally violated Plaintiff's clearly established constitutional right (2) Barred by qualified immunity
¶ 29	Supervised attorneys in OGC	(1) Fails to plausibly allege GC Walter personally violated Plaintiff's clearly established constitutional right (2) Barred by qualified immunity (3) Impermissibly relies on respondeat superior theory that is inapplicable in <i>Bivens</i> cases
¶ 229	"on information and belief" GC Walter was aware of what certain Judiciary Branch officials were doing	(1) Fails to plausibly allege GC Walter personally violated Plaintiff's clearly established constitutional right (2) Barred by qualified immunity
¶ 234	GC reversed a decision of an OGC attorney and authorized FEEO to talk with Plaintiff	(1) Fails to plausibly allege GC Walter personally violated Plaintiff's clearly established constitutional right (2) Barred by qualified immunity.
¶ 265	GC had suggested EDR Coordinator receive the report rather than Federal Defender	(1) Fails to plausibly allege GC Walter personally violated Plaintiff's clearly established constitutional right (2) Barred by qualified immunity



Circuit Executive (CE) Ishida

Complaint	Allegation	Inadequacy
¶ 33	Circuit Executive and EDR Coordinator performed duties under the EDR Plan	(1) Fails to plausibly allege CE Ishida personally violated Plaintiff's clearly established constitutional right (2) Barred by qualified immunity (3) Conclusory allegation
¶¶ 227-228	"on information and belief" OGC and Circuit Executive agreed on procedures for handling Plaintiff's complaint	(1) Fails to plausibly allege CE Ishida personally violated Plaintiff's clearly established constitutional right (2) Barred by qualified immunity (3) Conclusory allegation
¶¶ 243; 405-409	CE Ishida provided information or copied on e-mails	(1) Fails to plausibly allege CE Ishida personally violated Plaintiff's clearly established constitutional right (2) Barred by qualified immunity
¶¶ 257-273; 284-299; 322-332; 342; 355-404; 410; 412; 448-452; 471-478; 483-485	Plaintiff communicated with CE Ishida	(1) Fails to plausibly allege CE Ishida personally violated Plaintiff's clearly established constitutional right (2) Barred by qualified immunity.
¶¶ 297, 299	Sent Plaintiff's report of wrongful conduct and request for counseling to Investigator	(1) Fails to plausibly allege CE Ishida personally violated Plaintiff's clearly established constitutional right (2) Barred by qualified immunity.
¶¶ 357, 359	CE Ishida offered to make inquiries in federal defenders offices to which Plaintiff could transfer	(1) Fails to plausibly allege CE Ishida personally violated Plaintiff's clearly established constitutional right (2) Barred by qualified immunity.
¶ 389	CE Ishida asked Plaintiff if she would consider mediation	(1) Fails to plausibly allege CE Ishida personally violated Plaintiff's clearly established constitutional right (2) Barred by qualified immunity.
¶¶ 398-399	CE Ishida told Plaintiff he would not provide her with the investigative report before mediation	(1) Fails to plausibly allege CE Ishida personally violated Plaintiff's clearly established constitutional right (2) Barred by qualified immunity
¶¶ 451-452	CE Ishida provided Plaintiff's narrative to Mediator, Chief Judge, and Defender	(1) Fails to plausibly allege CE Ishida personally violated Plaintiff's clearly established constitutional right (2) Barred by qualified immunity